

FILE: Minutes File

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, AUGUST 26, 1980
AT 8:30 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Wilson at 8:39 a.m. A quorum was not present. A quorum was present at 8:41 a.m. The meeting was recessed by Mayor Wilson at 8:50 a.m. and immediately convened as the Housing Authority by Mayor Wilson. Mayor Wilson adjourned the Housing Authority meeting at 8:51 a.m. and immediately convened as the Redevelopment Agency. The Redevelopment Agency meeting was adjourned by Mayor Wilson at 8:55 a.m. and immediately reconvened as the City Council. The meeting was recessed by Mayor Wilson at 8:59 a.m. and reconvened by Deputy Mayor Lowery at 9:45 a.m. The meeting was recessed by Mayor Wilson at 11:13 a.m.

Deputy Mayor Lowery reconvened the Meeting at 2:15 p.m. with Mayor Wilson and Councilmember Williams not present. Deputy Mayor Lowery recessed the meeting at 3:37 p.m. Deputy Mayor Lowery reconvened the meeting at 3:57 p.m. with Mayor Wilson and Councilmembers Williams and Schnaubelt not present.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

(1) Councilmember Mitchell-present.

(2) Councilmember Cleator-present.

(3) Councilmember Lowery-present.

(4) Councilmember Williams-excused by R-252268 (for vacation).

(5) Councilmember Schnaubelt-present.

(6) Councilmember Gotch-present.

(7) Councilmember Stirling-present.

(8) Councilmember Killea-present.

Clerk-Abdelnour (mp)

Aug-26-1980 ITEM-300:

FILE: Minutes File

DESCRIPTION:

Clerk Abdelnour called the roll:

Mayor Wilson-present.

Councilmember Mitchell-present.

Councilmember Cleator-not present.

Councilmember Lowery-not present.

Councilmember Williams-not present.

Councilmember Schnaubelt-not present.

Councilmember Gotch-not present.
Councilmember Stirling-present.
Councilmember Killea-not present.

Aug-26-1980 ITEM-209:

FILE: DEED F-259, STRT J-2335

DESCRIPTION:

(R-81-99) VACATING INDIA and COLUMBIA STREETS between "E" and "G" Streets, and "E" and "F" STREETS between Kettner Boulevard and State Street on

Resolution of Intention R-252345. (DISTRICT-8)

COUNCIL ACTION: (Tape location: A199-235).

Adopted as R-252563.

MOTION BY MITCHELL TO ADOPT. Second by Gotch. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present.

Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Aug-26-1980 ITEM-310:

FILE: MEET

DESCRIPTION:

(R-81-290) Authorizing SUGGESTION AWARDS and making a presentation to those employees indicated:

Frank O. Lovett (Presentation) - Park and Recreation Department - \$1,405.

Jeanne E. Totino (Presentation) - City Treasurer - \$1,000.

Jonathan T. Harker - Building Inspection Department - \$345.

Maureen Farmer and Veronica Cole - General Services Department - \$155.

Beverly M. Bacon - Personnel Department - \$150.

COUNCIL ACTION: (Tape location: A037-129).

Adopted as R-252564.

MOTION BY MITCHELL TO ADOPT. Second by Cleator. Passed by the following

vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Aug-26-1980 ITEM-311:

FILE:

MEET

DESCRIPTION:

Seven Resolutions relative to authorizing SUGGESTION AWARDS:

Subitem-A: (R-81-291)

Maureen Farmer - General Services Department - \$140.

Vincent DeLeva - General Services Department - \$110.

Michael D. Eacobellis and Earnest D. Warren - General Services Department - \$105.

William L. Colding and Rosalie A. Gonzalez - General Services Department - \$100.

Thomas C. Feldscher - Fire Department - \$100.

Subitem-B: (R-81-292)

Raymond F. Fobert - Police Department - \$100.

Wanda N. Polk - General Services Department - \$95.

Carol Harrison and Priscilla Lindberg - General Services Department - \$90.

Charles B. Einolander - General Services Department - \$85.

Robert L. Davis - General Services Department - \$75.

Subitem-C: (R-81-293)

Robert E. Crist - Fire Department - \$50.

Robert J. Boisvert - Police Department - \$50.

Carol Harrison - General Services Department - \$40.

Allen P. Stalnaker - Fire Department - \$25.

Frank White - General Services Department - \$25.

Subitem-D: (R-81-294)

Herb M. Yaklin - Park and Recreation Department - \$25.

Harold F. Keezer - Fire Department - \$25.

John E. Gardner - Engineering and Development Department - \$25.

Robert L. Davis - General Services Department - \$25.

Wallace J. Ullman - Water Utilities Department - \$20.

Subitem-E: (R-81-295)

Anne Rafferty - Water Utilities Department - \$20.

Mary H. Middendorf - Water Utilities Department - \$20.

John M. Whyte - Fire Department - \$20.

Willie C. Shipley, Jr. - General Services Department - \$20.

Davis P. Bell - General Services Department - \$20.

Subitem-F: (R-81-296)

Calvin Chong - Engineering and Development Department - \$20.

Maureen Farmer - General Services Department - \$20.

John A. Trent - Police Department - \$20.

Craig W. Black - Fire Department - \$20.

Helen L. Rust and Sally A. Dixon - Police Department - \$20.

Subitem-G: (R-81-297)

Linda A. Menefee - Personnel Department - \$20.

COUNCIL ACTION:

(Tape location: A037-129).

Subitem-A adopted as R-252565.

Subitem-B adopted as R-252566.

Subitem-C adopted as R-252567.

Subitem-D adopted as R-252568.

Subitem-E adopted as R-252569.

Subitem-F adopted as R-252570.

Subitem-G adopted as R-252571.

MOTION BY MITCHELL TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Aug-26-1980 ITEM-312:

FILE: Minutes File

DESCRIPTION:

Welcome to New Employees.

COUNCIL ACTION: (Tape location: A130-150).

Welcomed.

Aug-26-1980 ITEM-330:

FILE: ZONE

DESCRIPTION:

(Continued from the Meeting of August 5, 1980 at Mr. Clark's request.) REQUEST of WAYNE A. CLARKE to REZONE LOTS 5 through 7, a portion of LOT 8, LOTS 10 through 13, BLOCK 105; and LOTS 28 through 30, 37, 38 and 41 through 44, and a portion of LOT 40, BLOCK 106, CITY HEIGHTS, MAP-1007 (approximately 1.36 acres), located on both sides of 42nd Street between Myrtle Avenue and Thorn Street, in the Mid-City Community Plan area, from ZONE R-2 to ZONE R-3. (DISTRICT-8) (CASE-5-80-030)

Subitem-A: (R-81-114)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-02-30 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-81-6)

INTRODUCTION of an ORDINANCE for R-3 Zoning.

COUNCIL ACTION: (Tape location: B413-C116).

Subitem-A failed due to lack of five affirmative votes.

Subitem-B failed due to lack of five affirmative votes.

Hearing began at 10:38 a.m. and halted at 11:00 a.m.

Testimony in favor by Henrietta Schoe, Felix A. Beck, and Wayne Clark.

Testimony in opposition by David Bauman.

MOTION BY MITCHELL TO CLOSE THE HEARING, ADOPT SUBITEM-A, AND INTRODUCE THE

ORDINANCE. Second by Gotch. Failed by the following vote: Mitchell-yea.

Cleator-nay. Lowery-yea. Williams-not present. Schnaubelt-nay. Gotch-yea.

Stirling-not present. Killea-not present. Mayor Wilson-yea.

Aug-26-1980 ITEM-331:

FILE: SUBD P/L 129, Por PM-01-014-0

DESCRIPTION:

APPEAL of McDONALD, HECHT & WORLEY, by Paul E. Robinson, from the decision of the PLANNING COMMISSION in DENYING PRELIMINARY PARCEL MAP PM-01-014-0 which

proposes a two-lot division of a portion of PUEBLO LOT 129, of THE PUEBLO LANDS OF SAN DIEGO, MISCELLANEOUS MAP-36. The subject property is located on the east side of Kellogg Street, east of Silvergate Avenue in the R-1-10 ZONE and within the boundaries of the Peninsula Community Plan. (DISTRICT-2) (PM-01-014-0)

Subitem-A: (R-81-)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-03-13 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-81-)

Adoption of a RESOLUTION granting the appeal and the map, or denying the appeal and the map with appropriate findings to support Council action.

COUNCIL ACTION: (Tape location: C116-296).

Subitem-A adopted as R-252572.

Subitem-B granting the appeal and the map adopted as R-252573.

Hearing began at 11:00 a.m. and halted at 11:13 a.m.

Testimony in favor by Paul Robinson.

MOTION BY GOTCH TO CLOSE THE HEARING, ADOPT SUBITEM-A, AND ADOPT THE

RESOLUTION GRANTING THE APPEAL AND THE MAP WITH THE CONDITIONS REGARDING THE

LOT SPLIT AS STATED AT AN EARLIER HEARING. Second by Lowery. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-not present. Mayor Wilson-yea.

Aug-26-1980 ITEM-332:

FILE: MEET

DESCRIPTION:

Matter of REPAIRS and IMPROVEMENTS requested by Robert and Janice Millsop referred from Housing Authority agenda of Tuesday, July 22, 1980.

COUNCIL ACTION: (Tape location: A237-B144).

Adopted as R-252574.

Motion by Stirling to build the garage assuming the variance is authorized by the Planning Department. Second by Gotch. Withdrawn by Stirling.

MOTION BY MITCHELL TO CONSTRUCT REPAIRS AND IMPROVEMENTS BUT NOT THE GARAGE.

Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-nay. Stirling-yea.

Killea-not present. Mayor Wilson-not present.

Aug-26-1980 ITEM-333:

DESCRIPTION: (Continued from the Meeting of August 12, 1980 at Councilwoman Killea's request.) REZONING LOTS 1 through 14, 41 through 48, portions of LOTS 15 through 19, 36 through 40, BLOCK 9; BLOCKS 10, 11, 13 through 16; LOTS 1, 2, 47, 48, portions of LOTS 3 through 6, and 46, BLOCK 12, FRARY HEIGHTS, MAP-940; and LOTS 7 through 19, 31 through 45, portions of LOTS 4 through 6 and 46, BLOCK 3; portions of LOTS 15 through 19, 36 through 40, BLOCK 9; BLOCKS 1 and 2, SOUTH GURWELL HEIGHTS, MAP-992; and BLOCKS 1 and 2, PAMELA

PARK, MAP-2307 (approximately 35 acres), located west of 32nd Street between Redwood and Nutmeg Streets, in the Park North-East Community Plan area, from ZONE R-2 (portions HR) to ZONE R-1-5. (DISTRICT-8) (CASE-5-80-013 - City-initiated)

Subitem-A: (R-81-153)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-03-35 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-81-16)

INTRODUCTION of an ORDINANCE for R-1-5 Zoning.

COUNCIL ACTION: (Tape location: G120-H052).

Subitem-A adopted as R-252576.

Subitem-B introduced, to be adopted September 8, 1980.

Hearing began 4:01 p.m. and halted 4:38 p.m.

Testimony in favor by Cheryl Shensa, Virginia Taylor, Joyce Costello, Bruce Goddard, Conrad Petermann and Leslie Baranayi.

Motion by Schnaubelt to amend to exclude from rezoning the Baranyi property and the Petermann property. Second by Cleator. By common consent the question was divided. The motion to exclude the Baranyi property was defeated by the following vote: Yeas-2,5,7. Nays-1,3,6,8,M. Not present-4. Motion to exclude the Petermann property was defeated by the following vote: Yeas-2,5. Nays-1,3,6,7,8,M. Not present-4.

MOTION BY KILLEA TO ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B. Second by

Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-not present. Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Aug-26-1980 ITEM-334:

FILE: PERM CUP-10-605-0

DESCRIPTION: (R-81-) (Continued from the Meeting of August 5, 1980 at Councilman Mitchell's request.) APPEAL of STEPHEN F. MacLEAN, WESLEY W. WERTZ, ET AL. from the decision of the PLANNING COMMISSION in GRANTING, under CONDITIONAL USE PERMIT NO. CUP-10-605-0, the application of ATLANTIC RICHFIELD

COMPANY, owner/permittee to modify an existing service station, on .60 acres in the CA ZONE, to allow for the operation of a mini-mart, convenience food facility and self-service gas sales facility with parking and landscaping.

The subject property is located on the southwest corner of Bernardo Center Drive and Rancho Bernardo Road and is more particularly described as LOT 1, BERNARDO CENTER UNIT NO. 1, MAP-5765. (DISTRICT-1) (CUP-10-605-0)

Today's action is adoption of a RESOLUTION granting the appeal and denying the permit, or denying the appeal and granting the permit with appropriate findings to support Council action.

COUNCIL ACTION: (Tape location: E039-E450)

Deemed denied. Decision of Planning Commission stands.

Hearing began 2:16 p.m. and halted 2:45 p.m.

Testimony in favor of the appeal by Stephen MacLean and Wesley Wertz.

MOTION BY MITCHELL TO CLOSE THE HEARING, DENY THE APPEAL AND GRANT THE PERMIT

WITH A LIMITATION ON THE HOURS FOR THE SALE OF BEER AND WINE TO BE 6:00 A.M.

TO 11:00 P.M. Second by Killea. Failed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-nay. Williams-not present. Schnaubelt-nay. Gotch-yea.

Stirling-nay. Killea-yea. Mayor Wilson-not present.

Aug-26-1980 ITEM-335:

DESCRIPTION:

(R-81-937 Rev.) (Continued from the Meeting of July 29, 1980 at the City Clerk's request.) APPEAL of the SOUTHEAST SAN DIEGO DEVELOPMENT COMMITTEE, by

Verna M. Quinn, from the decision of the PLANNING COMMISSION in APPROVING an EXTENSION OF TIME for TENTATIVE SUBDIVISION MAP TM-78-109, which proposes a 1-lot subdivision of LOTS 186 through 192, EMPIRE ADDITION TO ENCANTO HEIGHTS, MAP-1254. The subject property is located on the south side of Federal Boulevard and the west side of Winnett Street in the R-1-5 and C-1S (proposed R-1-5 and R-2A) ZONES and within the boundaries of the Southeast San Diego Community Plan. (DISTRICT-3) (TM-78-109)

Today's action is adoption of a RESOLUTION granting the appeal and denying the extension of time to the map, or denying the appeal and granting the extension of time to the map with appropriate findings to support Council action.

COUNCIL ACTION: (Tape location: E045-G020).

Adopted as R-252577.

Hearing began 2:45 p.m. and recessed 3:37 p.m. Hearing resumed 3:51 p.m. and halted 3:54 p.m.

Testimony in favor by Verna Quinn and Jewell Hooper.

Testimony in opposition by Paul Peterson.

MOTION BY CLEATOR TO CLOSE THE HEARING, ADOPT RESOLUTION DENYING THE APPEAL

AND GRANTING THE EXTENSION OF TIME ON THE MAP. Second by Schnaubelt.

Passed

by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Aug-26-1980 ITEM-336:

DESCRIPTION:

(R-81-526 Rev.) APPEAL of SOUTHEAST SAN DIEGO DEVELOPMENT COMMITTEE, by Verna

M. Quinn, from the decision of the PLANNING COMMISSION in APPROVING PLANNED RESIDENTIAL DEVELOPMENT PERMIT PRD-125/EXTENSION OF TIME NO. 1, to construct

30 dwelling units on 2.98 acres in the R-1-5 and C-1S ZONES (proposed R-1-5 and R-2A Zones), within the boundaries of the Southeast San Diego Community Plan. The subject property is located on the south side of Federal Boulevard and the west side of Winnett Street and is more particularly described as LOT 186 through 192, EMPIRE ADDITION TO ENCANTO HEIGHTS, MAP-1254. (DISTRICT-3) (PRD-125/EOT1)

Today's action is adoption of a RESOLUTION granting the appeal and denying the extension of time to the permit, or denying the appeal and granting the

extension of time to the permit with appropriate findings to support Council action.

COUNCIL ACTION: (Tape location: E450-G020) Appeal denied, adopted as R-252578. Hearing began 2:45 p.m. and recessed 3:37 p.m. Hearing reconvened 3:51 p.m. and halted 3:54 p.m. Testimony in favor by Verna Quinn and Jewell Hooper. Testimony in opposition by Paul Peterson.

MOTION BY CLEATOR TO CLOSE THE HEARING AND ADOPT RESOLUTION DENYING THE APPEAL

AND GRANTING THE EXTENSION OF TIME TO THE PERMIT. Second by Schnaubelt.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea.

Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea.

Mayor Wilson-not present.

Aug-26-1980 ITEM-337:

FILE: STRT D-2196

DESCRIPTION:

(R-81-) PAVING and otherwise improving DAHLIA AVENUE between 16th Street and 17th Street - on Assessment Roll No. 3946. (1911 Street Improvement Act) (DISTRICT-8)

Today's action is ADOPTION of a RESOLUTION CONFIRMING THE ASSESSMENT.

COUNCIL ACTION: (Tape location: G054-066).

Adopted as R-252579.

Hearing began 3:56 p.m. and halted 3:57 p.m.

MOTION BY KILLEA TO CLOSE THE HEARING AND ADOPT. Second by Gotch. Passed by

the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Aug-26-1980 ITEM-338:

FILE: ZONE

DESCRIPTION:

REZONING PARCEL "J", PALMVIEW TRACT 1539 and a portion of SECTION 21, TOWNSHIP

18 SOUTH, RANGE 2 WEST, S.B.B.M. (approximately 36.1 acres), located on the north side of Palm Avenue between 19th Street and I-5, in the Otay-Nestor Community Plan area, from ZONES A-1-1, R-2 and FW (Floodway) to ZONE CA. (DISTRICT-8) (CASE-5-80-011)

Subitem-A: (R-81-159)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-03-01 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the

Council.

Subitem-B: (O-81-17)

INTRODUCTION of an ORDINANCE for CA Zoning.

COUNCIL ACTION: (Tape location: G099-118).

Subitem-A adopted as R-252580.

Subitem-B introduced, to be adopted September 8, 1980.

Hearing began 3:59 p.m. and halted 4:01 p.m.

MOTION BY KILLEA TO CLOSE THE HEARING, ADOPT SUBITEM-A AND INTRODUCE

SUBITEM-B. Second by Cleator. Passed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea.

Stirling-yea. Killea-yea. Mayor Wilson-yea.

Aug-26-1980 ITEM-339:

FILE: ZONE

DESCRIPTION:

Matter of REZONING LOTS 1 through 3, CASA CAPRICORN, MAP-9123 (approximately 16.754 acres), located north and south of Capricorn Way between Camino Ruiz and Ganesta Road, in the Mira Mesa Community Plan area, from ZONE R-2 to ZONE R-2A. (DISTRICT-1) (CASE-5-80-034)

Subitem-A: (R-81-232)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-05-24 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-81-29)

INTRODUCTION of an ORDINANCE for R-2A Zoning.

COUNCIL ACTION: (Tape location: G076-097).

Subitem-A adopted as R-252581, to be adopted September 8, 1980.

Subitem-B introduced.

Hearing began 3:58 p.m. and halted 3:59 p.m.

MOTION BY KILLEA TO CLOSE THE HEARING, ADOPT SUBITEM-A AND INTRODUCE

SUBITEM-B. Second by Gotch. Passed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea.

Stirling-yea. Killea-yea. Mayor Wilson-not present.

Aug-26-1980 ITEM-340:

FILE: ZONE

DESCRIPTION:

REQUEST of EDGAR LEROY HUXLEY, AIA, to REZONE LOTS 15 through 18, BLOCK 35, MORENA, AMENDED MAP-809 (approximately .32 acres), located on the west side of Denver Street between Kane and Jellett Streets, in the Clairemont Mesa Community Plan area, from ZONE R-1-5 to ZONE R-3. (DISTRICT-6) (CASE-5-80-040)

Subitem-A: (R-81-160)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-02-01 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-81-18)

INTRODUCTION of an ORDINANCE for R-3 Zoning.

COUNCIL ACTION: (Tape location: H059-251).

Subitem-A adopted as R-252582.

Subitem-B filed.

Hearing began 4:39 p.m. and halted 4:53 p.m.

Testimony in favor by Ed Huxley.

Testimony in opposition by Edna Everson, Walter Carrington and Joan Green.

MOTION BY GOTCH TO CLOSE THE HEARING, ADOPT SUBITEM-A AND FILE SUBITEM-B.

Second by Mitchell. Passed by the following vote: Mitchell-yea.

Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea.

Stirling-not present. Killea-yea. Mayor Wilson-yea.

Aug-26-1980 ITEM-341:

FILE: ZONE

DESCRIPTION:

Matter of REZONING LOT 29, WADSWORTH'S OLIVE GROVE, MAP-482 (approximately 4.75 acres), located on Home Avenue, north of vacated Laurel Street, in the Mid-City Community Plan area, from ZONE R-1-5 (portion HR) to ZONE R-2. (DISTRICT-3) (CASE-5-80-041)

Subitem-A: (R-81-161)

Adoption of a RESOLUTION certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-01-42 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the

Council.

Subitem-B: (O-81-19)

INTRODUCTION of an ORDINANCE for R-2 Zoning.

COUNCIL ACTION: (Tape location: G060-075).

Subitem-A adopted as R-252583.

Subitem-B introduced, to be adopted September 8, 1980.

Hearing began 3:57 p.m. and halted 3:58 p.m.

MOTION BY KILLEA TO ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B. Second by Gotch.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea.

Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea.

Mayor Wilson-yea.

Aug-26-1980 ITEM-342:

FILE: ZONE

DESCRIPTION:

(O-81-8) (Continued from the Meeting of July 29, 1980 at the City Clerk's request.) Introduction of an Ordinance AMENDING Section 1 of Ordinance No. O-12476 (New Series), adopted October 23, 1978, INCORPORATING LOT 186 and a portion of LOT 187, EMPIRE ADDITION TO ENCANTO HEIGHTS, MAP-1254 into R-2A ZONE, located on the south side of Federal Boulevard and on the west side of Winnette Street - extension of time to May 22, 1982. (CASE-29-78-2/EOT. DISTRICT-3)

COUNCIL ACTION: (Tape location: E450-G020).

Introduced, to be adopted September 8, 1980.

MOTION BY KILLEA TO INTRODUCE. Second by Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present.

Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Aug-26-1980 ITEM-343:

FILE: -

DESCRIPTION:

(Continued from the Meeting of August 12, 1980 at the City Manager's request.) Twelve Items relative to the Improvement of SAN DIEGO STADIUM:

Subitem-A: (O-81-34)

Introduction of an Ordinance authorizing the San Diego Stadium Authority to ISSUE REVENUE BONDS in an amount not to exceed \$13,000,000.

Subitem-B: (R-81-220)

A Resolution authorizing the execution of an AGREEMENT between the City,

S.D. Stadium Authority and Stone & Youngberg, Municipal Financial Consultants, Inc., for consulting services concerning the financing of ADDITIONAL IMPROVEMENTS to the San Diego Stadium; authorizing the EXPENDITURE of \$40,000 from Fund 30245 for this purpose.

Subitem-C: (R-81-221)

A Resolution appointing the law firm of O'Melveny & Myers to render LEGAL SERVICES in connection with the SAN DIEGO ADDITION; authorizing the expenditure of \$35,000 from FUND 30245 for this purpose.

Subitem-D: (R-81-222)

A Resolution authorizing the execution of a FIRST AMENDMENT to AGREEMENT with Hope Consulting Group, Architects, for PROFESSIONAL SERVICES required for the DESIGN and CONSTRUCTION of the San Diego Stadium Addition; authorizing the EXPENDITURE of \$250,000 from FUND 30245 for this purpose.

Subitem-E: (R-81-223)

A Resolution authorizing the execution of a THIRD SUPPLEMENTAL AGREEMENT with Chargers Football Company for PARTIAL USE AND OCCUPANCY of the San Diego Stadium.

Subitem-F: (R-81-224)

A Resolution authorizing the execution of an OFFICE SPACE AGREEMENT with Chargers Football Company for the purpose of operating ADMINISTRATIVE OFFICES for the football team.

Subitem-G: (R-81-225)

A Resolution authorizing the execution of a FIRST AMENDMENT to LEASE AGREEMENT between the City and Chargers Associates for USE AND OCCUPANCY of a portion of the San Diego Stadium.

Subitem-H: (R-81-226)

A Resolution authorizing the execution of a LEASE AGREEMENT between the City and Chargers Associates for USE AND OCCUPANCY of the NEW ADDITION to the San Diego Stadium.

Subitem-I: (R-81-227)

A Resolution authorizing the execution of an AGREEMENT between the City, Chargers Football Company and Chargers Associates regarding the RIGHTS OF WITHDRAWAL from certain agreements concerning the NEW ADDITION to the San Diego Stadium.

Subitem-J: (R-81-228)

A Resolution authorizing the execution of an AGREEMENT between the City, San Diego National League Baseball Club, San Diego State University and San Diego Professional Soccers Club, Inc. REDEFINING the STADIUM PREMISES to be utilized

by those entities.

Subitem-K: (R-81-269)

A Resolution authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER the sum of \$325,000 from CAPITAL OUTLAY FUND UNALLOCATED RESERVE (CIP-90-245) to CIP-34-044, FUND 30245, San Diego Stadium Addition.

Subitem-L: (R-81-229)

Certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-80-07-27C has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines and that said declaration has been reviewed and considered by the Council.

COUNCIL ACTION: (Tape location: E030)

Subitem-A returned to City Manager.

Subitem-B returned to City Manager.

Subitem-C returned to City Manager.

Subitem-D returned to City Manager.

Subitem-E returned to City Manager.

Subitem-F returned to City Manager.

Subitem-G returned to City Manager.

Subitem-H returned to City Manager.

Subitem-I returned to City Manager.

Subitem-J returned to City Manager.

Subitem-K returned to City Manager.

Subitem-L returned to City Manager.

MOTION BY STIRLING TO RETURN TO THE CITY MANAGER AT HIS REQUEST.

Second by

Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-not present.

Aug-26-1980 ITEM-S500:

FILE: LEAS Orchard II

DESCRIPTION:

(R-81-376) Authorizing a SECOND AMENDMENT to OPTION AGREEMENT between the City and Orchard II Associates (successor to the original Optionee, S.T. Associates) EXTENDING Orchard II's OPTION to LEASE a 5.59 acre parcel of City-owned property located at Sports Arena Boulevard and Hancock Street to February 1, 1981; authorizing the execution of a LEASE AGREEMENT, contingent upon the Optionee's performance of the covenants and conditions contained in said Option Agreement, with Orchard II Associates, with a term of 55 YEARS, which provides for the development and operation of said 5.59 acre parcel for and as a 288 UNIT LOW INCOME SENIOR CITIZENS APARTMENT COMPLEX and which LEASE

AGREEMENT provides that City shall have, during the entire term of the lease, the FIRST RIGHT to provide SECTION 8 CERTIFICATE HOLDERS as TENANTS and receive 6.82% of lessee's gross revenues as consideration for said lease.

NOTE: See Housing Commission Report HCR-80-012CC.

COUNCIL ACTION: (Tape location: B145-413).

Adopted as R-252575.

MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-not present. Mayor Wilson-ye

Aug-26-1980 ADJOURNMENT:

FILE: Minutes File

COUNCIL ACTION:

MOTION BY MITCHELL TO ADJOURN IN MEMORY OF TRACY R. STAINS. Second by Gotch.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-yea. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-not present. Killea-yea. Mayor Wilson-yea.